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DNY  
4-23-03

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Susan Acton

Serial No.: 09/757,982

Filed: January 10, 2001

For: *Antibodies to Novel Protein Kinase Molecules*  
(As Amended)

Attorney Docket No.: MNI-050DV10

Group Art Unit: 1652

Examiner: Monshipouri, M.

Commissioner for Patents  
Washington, D.C. 20231**Certificate of Facsimile Transmission**

I hereby certify that this correspondence is being facsimile transmitted to the Commissioner for Patents, Washington, D.C. 20231 on the date set forth below.

April 17, 2003

Date of Signature

By:

  
Maria Laccotripe Zacharakis, Ph.D.

Attorney for Applicants

Limited Recognition Under 37 C.F.R. §10.9(b)

**PRELIMINARY AMENDMENT AND RESPONSE**  
**TO RESTRICTION REQUIREMENT**

Dear Sir:

This is a response to the Restriction Requirement mailed from the Patent Office on December 17, 2002 (Paper No. 8). A separate petition for the appropriate extension of time is being filed concurrently herewith.

Prior to examination of the above identified application, please amend the application as follows.

**In the specification:**

✓ Please replace the title at page 1, line 3, and at page 139, line 1 with:

In re the application of Susan Acton

Serial No. 09/757,982

Filed: January 10, 2001

For: Antibodies to Novel Protein Kinase Molecules (As Amended)

Case Docket No. MNI-050DV10COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

Sir:

Transmitted herewith for filing in connection with the above-identified application are the following:

- ☒ Preliminary Amendment and Response to Restriction Requirement (12 pages, including Appendix A);
- ☒ Request for Three-Month Extension of Time (1 page, in duplicate);
- ☒ Statement of Limited Recognition for Maria Lacombe Zacharakis Under 37 C.F.R. §10.9(b); (1 page); and
- ☒ The fee has been calculated as shown below:

(Col 1)	(Col 2)	(Col 3)
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA
TOTAL 36	MINUS 40	0
INDEP. 3	MINUS 5	0
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP CLAIM		

SMALL ENTITY	
RATE	ADDIT FEE
≤ 9 -	\$0.00
≤ 42 -	\$0.00
+ 140 -	\$0.00
TOTAL	ADDIT FEE \$0.00

OTHER THAN A SMALL ENTITY	
RATE	ADDIT FEE
≤ 18 =	\$0.00
≤ 84 =	\$0.00
+ 280 -	\$0.00
TOTAL	\$0.00

- If the entry in Col 1 is less than the entry in Col 2, write "0" in Col 3
- \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space
- \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed

- ☐ The Commissioner is hereby authorized to charge payment of \$ \_\_\_\_\_ associated with this communication or credit any overpayment to Deposit Account No. 12-0080. A duplicate copy of this sheet is enclosed.
- ☐ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☐ Any patent application processing fees under 37 CFR 1.17.
- ☒ Please charge any additional fees or credit any overpayments associated with this communication to our Deposit Account No. 12-0080. A duplicate copy of this sheet is enclosed. Applicants request any extensions of time necessary to respond.

**Certificate of Facsimile Transmission**

I hereby certify that this paper or fee is being facsimile transmitted to the Commissioner for Patents, Washington, DC 20231 on the date set forth below:

April 17, 2003  
Date of Signature

MARIA LACOTRIPE ZACHARAKIS

LAHIVE & COCKFIELD, LLP  
Attorneys at Law

By Maria Lacombe Zacharakis  
Maria Lacombe Zacharakis, Ph.D.  
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